U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER 034161.002

U.S. APPLICATION NO. (iffkingyn, 3 6 6

INTERNATIONAL APPLICATION NO.

PCT/AU03/00642

May 26, 2003

July 11, 2002

TITLE OF INVENTION

A SOIL ADDITIVE

APPLICANT(S) FOR DO/EO/US

Huw Treers, et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- 1. This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
- 2. This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
- 3. This express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(l).
- 4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- 5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a.
 is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. □ has been transmitted by the International Bureau (see Form PCT/IB/308)
 - c. \square is not required, as the application was filed in the United States Receiving Office (RO/US).
- 6. DA translation of the International Application into English (35 U.S.C. 371(c)(2)).
- 7. Amendments to the claims of the International Application under PCT Article 34 (35 U.S.C. 371).
 - a.

 are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. \square have been transmitted by the International Bureau.
 - c. \square have not been made; however, the time limit for making such amendments has NOT expired.
 - d. \square have not been made and will not be made.
- 8. DA translation of the amendments to the claims under PCT Article 34 (35 U.S.C. 371).
- 9.

 An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- 10. D A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

- 11.

 An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- 12.

 An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- 13. D A FIRST preliminary amendment.
 - ☐ A SECOND or SUBSEQUENT preliminary amendment.
- 14. DA substitute specification.
- 15.

 A change of power of attorney and/or address letter.
- 16. ■Other items or information:
- a. PCT Publication WO 2004/007638 with International Search Report
- b. PCT Demand (PCT/IPEA/401)
- c. Written Opinion 1 (PCT/IPEA/408)
- d. Response to Written Opinion dated May 12, 2004 (with Article 34 claim Amendments)
- e. Written Opinion 2 (PCT/IPEA/408)
- f. Response to Written Opinion dated June 24, 2004
- g. International Preliminary Examination Report (PCT/IPEA/409)

CUSTOMER NO. 00441

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DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 1519366	
17. ■ The following fees are submitted:				CALCULATIONS	PTO USE ONLY
Basic National Fee (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO\$300.00					
Examination Fee					
Search Fee\$500.00					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$1,000	
Surcharge of \$130.00 for furnishing the oath or declaration later than □ 20 □ 30 months from the earliest					
claimed priority date (37 CFR 1.495(e)).			\$		
Claims	Number Filed	Number Extra	Rate		
Total Claims	20-20=	0	x \$200.00	\$	
Independent Claims	3 – 3 =	0	x \$50.00	\$	
Multiple dependent claim(s) (if applicable) + \$300.00					
TOTAL OF ABOVE CALCULATIONS =				\$1,000.00	
Reduction by 2 for-filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$ 500.00	
SUBTOTAL =				\$ 500.00	
Processing fee of \$130.00 for furnishing the English translation later than \(\Delta\) 20 \(\Delta\) 30 months from the earliest claimed priority date (37 CFR 1.492(f)).					
TOTAL NATIONAL FEE =				\$ 500.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.					
TOTAL FEES ENCLOSED =				\$ 500.00	
				Amount to be refunded	S
				charged	\$
a. A check in the amour	at of \$ 500.00 to cover the abo	ove fees is enclosed.			
b. Please charge my Dep	osit Account No in th	e amount of \$ to cover t	he above fees.		
c. The Commissioner is 4300.	hereby authorized to charge a	ny additional fees which may	be required, or credit any ov	verpayment to Deposit A	account No. <u>02-</u>
NOTE: Where an appropri granted to restore the appli	ate time limit under 37 CFR cation to pending status.	1.494 or 1.495 has not been	n met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and
SEND ALL CORRESPON	DENCE TO:		1/		
SMITH, GAMBRELL & RUSSELL, LLP				32936/6	·
1850 M Street, N.W., Suite 800 Washington, D.C. 20036				SIGNATURE	
Telephone: (202) 659-2811				Glenn J. Perry, Reg. No. 28,458	
Facsimile: (202) 263-4329 NAME				REGISTRATION NO. Date: December 23, 2004	
				Date: <u>Dece</u>	ember 23, 2004